

Union Calendar No. 319

106TH CONGRESS
2D SESSION

H. R. 3293

[Report No. 106-585]

To amend the law that authorized the Vietnam Veterans Memorial to authorize the placement within the site of the memorial of a plaque to honor those Vietnam veterans who died after their service in the Vietnam war, but as a direct result of that service.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 10, 1999

Mr. GALLEGLY (for himself, Mr. GIBBONS, Mr. EVANS, Mr. GILCHREST, Mr. FILNER, Mr. McKEON, Mr. RAHALL, Mr. STEARNS, Ms. CARSON, Mr. HANSEN, Mr. PETERSON of Minnesota, Mr. DUNCAN, Mr. REYES, Mr. BILIRAKIS, Mr. SNYDER, Mr. HILL of Montana, Mr. DOYLE, Mr. KUYKENDALL, Mr. SHOWS, Mr. HAYWORTH, Mr. BATEMAN, Mr. MALONEY of Connecticut, Mr. LEWIS of Kentucky, Mr. DIXON, Mr. BISHOP, Mr. SPRATT, Mrs. MEEK of Florida, Mr. McHUGH, Mr. BAIRD, Mr. HEFLEY, Mr. BOUCHER, Mr. SCHAFFER, Mr. LATOURETTE, Mr. MANZULLO, Mr. MARKEY, Mr. FROST, Mr. HINCHEY, Mr. MOORE, Mr. HUTCHINSON, Mr. GOODE, Mr. LANTOS, Mr. WAXMAN, Mr. BURTON of Indiana, Mr. SANDLIN, Mr. PETERSON of Pennsylvania, Mr. MORAN of Virginia, Mr. PALLONE, Mr. SANDERS, Mr. WISE, Mr. BLILEY, Mr. CASTLE, Mr. LEACH, Mr. STRICKLAND, Mr. STUPAK, Mr. JACKSON of Illinois, Mr. SCOTT, Mrs. MALONEY of New York, Mr. UNDERWOOD, Mrs. JONES of Ohio, Mr. THOMPSON of Mississippi, Mr. KILDEE, Mr. CUNNINGHAM, Mrs. MYRICK, Mr. TAUZIN, Ms. LOFGREN, Mr. GARY MILLER of California, Mr. BAKER, Mr. HORN, Mr. OWENS, Mr. FOLEY, Mr. McINTYRE, Mr. MEEHAN, Mr. HILLIARD, Mr. MCCOLLUM, Mrs. NAPOLITANO, Mr. LUCAS of Kentucky, Mr. HASTINGS of Washington, Mr. BOSWELL, Mr. HASTINGS of Florida, Mr. GUTKNECHT, Ms. BERKLEY, Mr. GUTIERREZ, Mr. ABERCROMBIE, Mr. CANNON, Mr. CROWLEY, Mr. DEFazio, Mr. DOOLITTLE, Mr. TRAFICANT, Mr. KIND, Mr. GEORGE MILLER of California, Mr. SAXTON, Mr. ROMERO-BARCELO, Mr. SHERWOOD, Mr. TANCREDO, Mr. WALDEN of Oregon, Mr. FRELINGHUYSEN, Mr. CALVERT, Mrs. CUBIN, Mr. JONES of North Carolina, Mr. BRADY of Texas, Mr. THOMAS, Mr. BALLENGER, Mrs. MORELLA, Mr. SHERMAN,

and Mr. HERGER) introduced the following bill; which was referred to the Committee on Resources

APRIL 13, 2000

Additional sponsors: Mr. LAFALCE, Mrs. CAPPS, Mr. RADANOVICH, Ms. DANNER, Mr. PICKETT, Mr. KLINK, Mr. ROGERS, Ms. MILLENDER-MCDONALD, Mr. BROWN of Ohio, Mr. ENGLISH, Mr. CONYERS, Mr. SCARBOROUGH, Mr. KUCINICH, Mr. LATHAM, Mr. SMITH of Texas, Mrs. MCCARTHY of New York, Ms. SLAUGHTER, Mrs. FOWLER, Mr. FRANKS of New Jersey, Mr. CRAMER, Mr. ROHRBACHER, Mrs. MINK of Hawaii, Mr. SHAYS, Mr. DELAHUNT, Ms. KAPTUR, Mr. LARGENT, Ms. LEE, Mr. RANGEL, Ms. DELAURO, Mrs. KELLY, Mr. FARR of California, Mrs. LOWEY, Mr. NADLER, Mr. GEJDENSON, Mr. THOMPSON of California, Mr. WEINER, Mr. PICKERING, Mrs. JOHNSON of Connecticut, Mr. QUINN, Mr. SKELTON, Mr. CAMP, Mr. KENNEDY of Rhode Island, Mr. SMITH of Washington, Mr. BACHUS, Mr. GEKAS, Mr. WEYGAND, Mr. FORD, Ms. STABENOW, Mr. NORWOOD, Mr. METCALF, Mr. BLAGOJEVICH, Mr. BILBRAY, Mr. EWING, Mr. BARRETT of Wisconsin, Mr. GOODLATTE, Mrs. CHRISTENSEN, Mr. MATSUI, Mr. COOK, Mr. YOUNG of Alaska, Mr. INSLEE, Mr. HAYES, Mr. DAVIS of Illinois, Mr. BALDACCI, Mr. TURNER, Mr. FALEOMAVAEGA, Mr. FORBES, Mr. MOAKLEY, Mr. ISAKSON, Mr. HALL of Ohio, Mr. LAHOOD, Mr. SISISKY, Mr. TAYLOR of Mississippi, Mr. MCGOVERN, Mr. BERMAN, Mr. BECERRA, Mr. BOEHLERT, Mr. LIPINSKI, Mrs. THURMAN, Mr. WELLER, Mr. ROGAN, Mr. MARTINEZ, Mr. WICKER, Mr. OBERSTAR, Mr. TOWNS, Mr. MCINTOSH, Mr. SERRANO, Ms. MCKINNEY, Mr. SWEENEY, Mr. HOLDEN, Mr. EHRLICH, Mr. GREEN of Texas, Ms. ESHOO, Mr. HILL of Indiana, Mr. PACKARD, Mr. MASCARA, Mr. LAMPSON, Mr. McNULTY, Mr. RUSH, Mr. WOLF, Mr. LARSON, Mr. LEVIN, Mr. DEAL of Georgia, Mr. DICKS, Ms. DUNN, Ms. ROYBAL-ALLARD, Mr. POMBO, Ms. HOOLEY of Oregon, Mr. TAYLOR of North Carolina, Mr. EHLERS, Mr. BARTLETT of Maryland, Mr. BURR of North Carolina, Ms. SANCHEZ, Ms. GRANGER, Mr. BARR of Georgia, Mrs. TAUSCHER, Mr. DAVIS of Virginia, Mr. COYNE, Ms. BROWN of Florida, Mr. NETHERCUTT, Mr. BARCIA, Mr. LAZIO, Ms. SCHAKOWSKY, Ms. RIVERS, Mr. UPTON, Mr. GORDON, Mr. CHAMBLISS, Mr. COBLE, Mr. UDALL of New Mexico, Mrs. EMERSON, Mr. CONDIT, Mr. WELDON of Florida, Mr. MILLER of Florida, Mrs. NORTHUP, Mr. LUCAS of Oklahoma, Mr. SMITH of Michigan, Mrs. ROUKEMA, Mr. WEXLER, Mr. MEEKS of New York, Mr. POMEROY, Mr. MURTHA, Mr. DICKEY, Mr. PASTOR, Mr. WATTS of Oklahoma, Mr. WU, Mr. DEUTSCH, Mr. GEPHARDT, Ms. MCCARTHY of Missouri, Mr. JEFFERSON, Mr. HYDE, Ms. BALDWIN, Mr. ARMEY, Mr. MINGE, Mr. NEAL of Massachusetts, Mr. CARDIN, Mr. COLLINS, Mr. WYNN, Mr. CUMMINGS, Mr. THUNE, Mr. BERRY, Mr. BRADY of Pennsylvania, Mr. BLUNT, Ms. WOOLSEY, Mr. LEWIS of California, Mr. RILEY, Mr. WALSH, Mr. BOEHNER, Mr. BASS, Mr. CALLAHAN, Mrs. BONO, Mr. REYNOLDS, Ms. PELOSI, Mr. HULSHOF, Mr. COSTELLO, Mr. COBURN, Mr. BORSKI, Mr. DINGELL, Mr. FRANK of Massachusetts, Mr. GILMAN, Mr. ENGEL, Mr. DREIER, Mr. ETHERIDGE, Mr. DAVIS of Florida, Mr. KASICH, Ms. KILPATRICK, Mr. OLVER, and Mr. NEY

APRIL 13, 2000

Reported with an amendment, committed to the Committee of the Whole
House on the State of the Union, and ordered to be printed

[Strike out all after the enacting clause and insert the part printed in italic]

A BILL

To amend the law that authorized the Vietnam Veterans Memorial to authorize the placement within the site of the memorial of a plaque to honor those Vietnam veterans who died after their service in the Vietnam war, but as a direct result of that service.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. ADDITION OF COMMEMORATIVE PLAQUE, VIET-**
4 **NAM VETERANS MEMORIAL.**

5 Public Law 96-297 (94 Stat. 827; 16 U.S.C. 431
6 note), which authorized the Vietnam Veterans Memorial
7 in the District of Columbia, is amended by adding at the
8 end the following new section:

9 **“SEC. 5. PLAQUE TO HONOR OTHER VIETNAM VETERANS**
10 **WHO DIED AS A RESULT OF SERVICE IN THE**
11 **VIETNAM WAR.**

12 **“(a) PLAQUE AUTHORIZED.—**The American Battle
13 Monuments Commission is authorized to place within the
14 Vietnam Veterans Memorial a suitable plaque containing
15 an inscription intended to honor those Vietnam veterans
16 who died after their service in the Vietnam war, but as

1 a direct result of that service, and whose names are not
2 otherwise eligible for placement on the memorial wall.

3 “(b) SPECIFICATIONS.—The plaque shall be three
4 feet by three feet in size and shall bear an inscription pre-
5 pared by the American Battle Monuments Commission.

6 “(c) RELATION TO COMMEMORATIVE WORKS ACT.—
7 Except as provided in subsection (a), the Commemorative
8 Works Act (40 U.S.C. 1001 et seq.) shall apply to the
9 design and placement of the plaque within the site of the
10 Vietnam Veterans Memorial.

11 “(d) CONSULTATION.—In designing the plaque, pre-
12 paring the inscription, and selecting the specific location
13 for the plaque within the Vietnam Veterans Memorial, the
14 American Battle Monuments Commission shall consult
15 with the architects of the Vietnam Veterans Memorial
16 Fund, Inc.

17 “(e) FUNDS FOR PLAQUE.—Federal funds may not
18 be used to design, procure, or install the plaque.

19 “(f) VIETNAM VETERANS MEMORIAL DEFINED.—In
20 this section, the term ‘Vietnam Veterans Memorial’ means
21 the structures and adjacent areas extending to and bound-
22 ed by the south curb of Constitution Avenue on the north,
23 the east curb of Henry Bacon Drive on the west, the north
24 side of the north Reflecting Pool walkway on the south
25 and a line drawn perpendicular to Constitution Avenue

1 200 feet from the east tip of the memorial wall on the
 2 east (this is also a line extended from the east side of the
 3 western concrete border of the steps to the west of the
 4 center steps to the Federal Reserve Building extending to
 5 the Reflecting pool walkway). This is the same definition
 6 used by the National Park Service as of the date of the
 7 enactment of this section, as contained in section
 8 7.96(g)(1)(x) of title 36, Code of Federal Regulations.”.

9 **SECTION 1. ADDITION OF COMMEMORATIVE PLAQUE, VIET-**
 10 **NAM VETERANS MEMORIAL.**

11 *Public Law 96–297 (94 Stat. 827; 16 U.S.C. 431 note),*
 12 *which authorized the Vietnam Veterans Memorial in the*
 13 *District of Columbia, is amended by adding at the end the*
 14 *following new section:*

15 **“SEC. 5. PLAQUE TO HONOR OTHER VIETNAM VETERANS**
 16 **WHO DIED AS A RESULT OF SERVICE IN THE**
 17 **VIETNAM WAR.**

18 *“(a) PLAQUE AUTHORIZED.—Notwithstanding section*
 19 *3(c) of the Commemorative Works Act (40 U.S.C. 1003(c)),*
 20 *the American Battle Monuments Commission is authorized*
 21 *to place within the Vietnam Veterans Memorial a suitable*
 22 *plaque containing an inscription intended to honor those*
 23 *Vietnam veterans who died after their service in the Viet-*
 24 *nam war, but as a direct result of that service, and whose*

1 *names are not otherwise eligible for placement on the memo-*
2 *rial wall.*

3 “(b) *SPECIFICATIONS.—The plaque shall be at least 6*
4 *square feet in size and not larger than 18 square feet in*
5 *size, and of whatever shape as the American Battle Monu-*
6 *ments Commission determines to be appropriate for the site.*
7 *The plaque shall bear an inscription prepared by the Amer-*
8 *ican Battle Monuments Commission.*

9 “(c) *RELATION TO COMMEMORATIVE WORKS ACT.—*
10 *Except as provided in subsection (a), the Commemorative*
11 *Works Act (40 U.S.C. 1001 et seq.) shall apply to the design*
12 *and placement of the plaque within the site of the Vietnam*
13 *Veterans Memorial.*

14 “(d) *CONSULTATION.—In designing the plaque, pre-*
15 *paring the inscription, and selecting the specific location*
16 *for the plaque within the Vietnam Veterans Memorial, the*
17 *American Battle Monuments Commission shall consult with*
18 *the architects of the Vietnam Veterans Memorial Fund, Inc.*

19 “(e) *FUNDS FOR PLAQUE.—Federal funds may not be*
20 *used to design, procure, or install the plaque. However, the*
21 *preceding sentence does not apply to the payment of the*
22 *salaries, expenses, and other benefits otherwise authorized*
23 *by law for members of the American Battle Monuments*
24 *Commission or other personnel (including detailees) of the*

1 *American Battle Monuments Commission who carry out*
2 *this section.*

3 “(f) *VIETNAM VETERANS MEMORIAL DEFINED.*—*In*
4 *this section, the term ‘Vietnam Veterans Memorial’ means*
5 *the structures and adjacent areas extending to and bounded*
6 *by the south curb of Constitution Avenue on the north, the*
7 *east curb of Henry Bacon Drive on the west, the north side*
8 *of the north Reflecting Pool walkway on the south and a*
9 *line drawn perpendicular to Constitution Avenue 200 feet*
10 *from the east tip of the memorial wall on the east (this*
11 *is also a line extended from the east side of the western*
12 *concrete border of the steps to the west of the center steps*
13 *to the Federal Reserve Building extending to the Reflecting*
14 *pool walkway). This is the same definition used by the Na-*
15 *tional Park Service as of the date of the enactment of this*
16 *section, as contained in section 7.96(g)(1)(x) of title 36,*
17 *Code of Federal Regulations.’.*”

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Reported with an amendment, committed to the Committee of the Whole House on the State of the Union, and ordered to be printed